

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.06 F, Closed Area No. 25, Damariscotta River, Newcastle, Damariscotta, Edgecomb, So. Bristol, promulgated October 5, 2001 is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.06 F, Closed Area No. 25, Damariscotta River, Newcastle, Damariscotta, Nobleboro

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the Damariscotta River, north of a line between two unnamed points of land, locally known as The Narrows, located approximately 600 yards north of the Route 1 bridge.
2. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the Damariscotta River east of a line beginning at a red painted post located on the southwest tip of Jacks Point, Newcastle, then running southeast to Green Can #23, then running southwest to the southwest tip of Hall Point, Damariscotta; AND west of a line beginning at a point 600 yards northeast of Cottage Point, Damariscotta, then running northeast to the west tip of Norris Point; AND south of a line across the Route 1 bridge, Damariscotta.
3. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Days Cove in the Damariscotta River east of a line beginning at a point 600 yards northeast of Cottage Point, Damariscotta, then running northeast to the west tip of Norris Point. This area is classified restricted and requires a special MDMR permit.
4. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Huston Cove in the Damariscotta River east of a line beginning at the southwest of tip of Hall Point, Damariscotta, then running south to the south tip of Hog Island, then running east to the south tip of an unnamed point on the south side of the mouth of Huston Cove. This area is classified restricted and requires a special MDMR permit.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: May 19, 2004

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
194 McKown Point Road
W. Boothbay Harbor, ME 04575

LINCOLN COUNTY WEEKLY
May 27, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.06 F, Closed Area No. 25, Damariscotta River, Newcastle, Damariscotta, Edgecomb, So. Bristol, promulgated on October 5, 2001, and replaces it with a 2 new emergency regulations. The new regulation for Closed Area No. 25 describes 2 prohibited areas and 2 restricted areas in the Damariscotta River. The Damariscotta River is no longer conditional on the Great Salt Bay Wastewater Treatment Plant. The conditionally approved seasonal area above the Route 1 bridge is now described in DMR Regulation 95.06 AA, Closed Area No. 24-A.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources


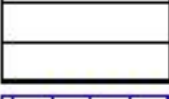

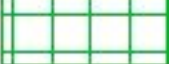
Legal Notice of Shellfish Closure Area

C25 Damariscotta River

05/19/04



2004 Shellfish Classifications

-  Prohibited
-  Restricted
-  Conditionally Approved
-  Conditionally Restricted

Newcastle

Jacks Pt.

Green Can
#23

Hall Point

Hog Is.

Huston Cove

The Narrows

Rt. 1 Bridge

Damariscotta

There may be other closures in this map area.

0.9 0 0.9 1.8 Miles

